IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 6986 of 2005

Between:

N. Hemasundar Babu, S/o. Sundaram,
O/o. Divisional Electrical Engineer (Operations), Eastern Power Distribution Company of A.P. Ltd.,
Kakinada, E.G.District.

..... PETITIONER

AND

1 The Divisional Engineer (Operation), Eastern Power Distribution company of A.P. Ltd., Kakinada, E.G.District.
2 The Divisional Engineer (Operation), Eastern Power Distribution Company of A.P. Ltd., Amalapuram, E.G.District.
3 The Superintending Engineer (Operation), Eastern Power Distribution Company of A.P. Ltd., Rajahmundry, E.G.district.
4 The Chairman & Managing Director, Transmission Corporation of A.P. Ltd., Vidyut Soudha, Khairtabad, Hyderabad.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a Writ, Order or direction more particularly in the nature of Mandamus declaring the action of the Respondents in not releasing the increments of the petitioner for the years from 1998 to 2001 and in not restoring back the time scale which was reduced for one stage for one year is wholly illegal, arbitrary, unjust, apart from being violative of Articles 14 and 16 of the Constitution of India and pass such other further order or orders.

Counsel for the Petitioner:MR.RAVI KONDAVEETI

Counsel for the Respondent Nos.1 to 3: MR.KISHORE SAMINENI (SC FOR AP TRANSCO)

The Court at the admission stage made the following O R D E R:

This writ petition is filed to declare the action of the respondents in not releasing the increments of the petitioner for the years 1998 to 2001 and in not restoring the time scale reduced by one stage for a period of one year as illegal and arbitrary.

Learned counsel for the petitioner contended that even after the period of punishment, respondents are not restoring the original time scale and also not releasing the increments of the petitioner for the years 1998 to 2001 and, therefore, prays to issue necessary directions.

Learned standing counsel appearing for the respondents submitted that the respondents have to take appropriate decision in accordance with law for release of increments and for restoring the original time scale.

Therefore, without entering into merits of the case, the writ petition is disposed of directing the respondents to take appropriate decision for releasing increments of the petitioner for the years 1998 to 2001 and also for restoring the time scale after the period of punishment within a period of eight weeks from the date of receipt of a copy of this order. No order as to costs.

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(K.C.BHANU,J)

Dt:21st April, 2004

Note:CC in three days

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usd

To

1 The Divisional Engineer (Operation), Eastern Power Distribution company of A.P. Ltd., Kakinada, E.G.District.
2 The Divisional Engineer (Operation), Eastern Power Distribution Company of A.P. Ltd., Amalapuram, E.G.District.
3 The Superintending Engineer (Operation), Eastern Power Distribution Company of A.P. Ltd., Rajahmundry, E.G.district.
4 the Chairman & Managing Director, Transmission Corporation of A.P. Ltd., Vidyut Soudha, Khairtabad, Hyderabad.

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